



PATENT
Atty. Docket 2789

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Roby Examiner: Unassigned
Serial No.: 09/965,872 Group: 3731
Filed: September 28, 2001
For: Plasma Coated Sutures

Mail Stop: Petition
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

FEB 24 2004

OFFICE OF PETITIONS

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

SIR:

A Notice of Abandonment was mailed November 17, 2003 citing failure to respond in a timely manner to the Notice to file Missing Parts. This Application was abandoned due to an inadvertent docketing error on the part of applicant Tyco Healthcare Group LP. The entire delay in filing the required response from the due date for the reply until the filing of this Petition was unintentional.

Therefore, Applicants respectfully petition for revival of the above-identified application under the provisions of 37 CFR § 1.137 (a).

The reply to the outstanding Notice to file Missing Parts dated November 02, 2001 is enclosed.

Please charge the petition fee of \$1,330.00 as required under 37 CFR § 1.17 (L) to
Deposit Account No. 21-0550.

All the requirements of 37 CFR § 1.137 (A) having been complied with, it is respectfully requested that this application be restored to pending status.

The commissioner is hereby authorized to charge any additional fees which may be required for this application, or credit any over payment to Deposit Account No. 21-0550.

TWO (2) COPIES OF THIS PETITION INCLUDING THIS SHEET ARE ENCLOSED.

Respectfully submitted,



Mark Farber
Attorney for Applicant
Reg. No. 34,159

Dated: February 16, 2004

Mark Farber
C/O
United States Surgical, a division of
TYCO HEALTHCARE GROUP LP
150 Glover Avenue
Norwalk, CT 06856
(203) 845-1480



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/965,872	09/28/2001	Mark Roby	11396 (203-3054)

Chief Patent Counsel
 United States Surgical,
 A Division of Tyco Healthcare Group LP
 150 Glover Avenue
 Norwalk, CT 06856



CONFIRMATION NO. 3462
 ABANDONMENT/TERMINATION
 LETTER

 RECEIVED 00000000011287782*
 FEB 24 2004
 OFFICE OF PETITIONS Date Mailed: 11/17/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 11/02/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*